SINGLE BENCH (5)

(2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WP(S) No.3555 OF 2006

PETITIONER

Kumar Singh Kanwar
Aged about 39 years
S/o Shri Jaipal Singh Kanwar
Occupation: Service
Working as Forest Range Officer
Sonhat Forest Range
Baikunthpur Forest Division
District Koriya
R/o Forest Campus
Sonhat, District Koriya
Chhattisgarh

P.R. No. 3621/06
Presented by Shri Yashita M.
dated 12/7/06

V E R S U S

RESPONDENTS

1. State of Chhattisgarh
Through Secretary
Government of Chhattisgarh
Department of Forest
Mantralaya DKS Bhawan
Raipur, Chhattisgarh

2. Principal Chief Conservator
of Forest, Jail Road
Raipur, Chhattisgarh

3. S.N.Ojha
Forest Range Officer
Manendragarh
District Koriya

OATH COMMISSIONER APARNA MAURYA COMMR. 13/07/06 BILASPUR CHHATTISGARH

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT OR WRITS IN THE NATURE OF CERTIORARI, MANDAMUS, DIRECTION OR ORDER OR THE LIKE

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(26)

मामला क्रमांक W.P.No.3555/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19.7.2006:- Heard Shri Saurabh Dangi, counsel for the petitioner. Miss Dipali Pandey, P.L. for the State/respondents No.1 and 2, on advance copy. By the instant petition, the petitioner has questioned the order dated 7th July 2006 Annexure-P/1 whereby he has been transferred from Koriya Valmandal to Manendragarh Vanmandal. The main ground of challenge is that the post on which the petitioner has been transferred is not vacant as respondent No.3 is already posted on that post and without transferring respondent No.3 petitioner has been transferred on that post. In the circumstances, learned counsel for the petitioner submitted that the petitioner may be allowed to make a representation to respondent No.1 and he be directed to decide the same, to which learned counsel for respondents No.1 and 2 has no objection. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, and without expressing any opinion on the merits of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition to respondent No.1 raising all his grievances within a period of 10 days from today and in turn, respondent No.1 shall decide the representation of the petitioner within a period of 30 days from the date of receipt of the representation, in an objective manner, after considering all the points raised by the petitioner, in accordance with law. However, the effect and operation of the impugned order in respect of the petitioner is stayed, till the representation of the petitioner is decided. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.2747/2006 and I.A. No.6892/2006 also stand disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

Barve

P.T.O.